

PTO/SB/51 (04-04)

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REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

01-03-1627

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.
 I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 5,897,307, granted April 27, 1999 and for which a reissue patent is sought on the invention entitled Disposable Lighter Having a Safety Function of Preventing Unwanted Ignition.

the specification of which

- is attached hereto.
- was filed on April 27, 2001 as reissue application number 09/844,564
 and was amended on _____
 (If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

- I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verify belief the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

- by reason of a defective specification or drawing.
- by reason of the patentee claiming more or less than he had the right to claim in the patent.
- by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

Claim 1 is inconsistent in that it claims two separate embodiments that should have been claimed as separate dependent claims. Specifically, column 7, lines 42-47, and column 8, lines 3-8, describe two separate embodiments of the invention relating to FIGS. 4 and 7, respectively, and should not be included together in Claim 1.

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This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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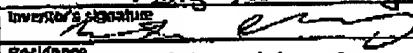
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Sep 16 '04 12:42p Calico Brands, Inc. 909-930-3808

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PROVISIONAL
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01-03-1627

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)		Docket Number (Optional) 01-03-1627	
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.			
Note: To appoint a power of attorney, use form PTO/SB/81.			
Correspondence Address: Direct all communications about the application to:			
<input checked="" type="checkbox"/> Customer Number: 23383			
OR			
<input type="checkbox"/> Firm or Individual Name:			
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.			
Full name of sole or first inventor (given name, family name) Ming Yu Cheng			
Inventor's signature 		Date 9/15/04	
Residence 20575 Via Verde		Citizenship USA	
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Full name of second joint inventor (given name, family name)			
Inventor's signature		Date	
Residence		Citizenship	
Mailing Address			
Full name of third joint inventor (given name, family name)			
Inventor's signature		Date	
Residence		Citizenship	
Mailing Address			
<input type="checkbox"/> Additional joint inventors or legal representatives(s) are named on a separately attachable form PTO/SB/81A or (will attach here).			

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